

STATE OF OREGON

COUNTY OF CURRY

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BURGUNDY HARVEST FARM INC.
PO BOX 613
GOLD BEACH, OREGON 97444

(541) 247-2480

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-83524

SOURCE OF WATER: UNNAMED DRAINAGE TRIBUTARY OF SIXES RIVER

STORAGE FACILITY: RESERVOIR 1 AND RESERVOIR 2

PURPOSE OR USE OF THE STORED WATER: CRANBERRY USE

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER PERMIT 53431 FOR CRANBERRY USE.

MAXIMUM VOLUME: 61.0 ACRE-FEET, BEING 55.0 ACRE-FEET IN RESERVOIR 1 AND 6.0 ACRE-FEET IN RESERVOIR 2

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR STORAGE NOVEMBER 1 THROUGH APRIL 30

DATE OF PRIORITY: AUGUST 7, 1997

The area submerged by reservoir 1, when full, will be 4.5 acres and the maximum depth of water will be 20.0 feet. The maximum height of the dam shall not exceed 9.8 feet.

The area submerged by reservoir 2, when full, will be 0.6 acre and the maximum depth of water will be 20.0 feet. The maximum height of the dam shall not exceed 7.0 feet.

DAM LOCATION: SW 1/4 SW 1/4, SE 1/4 SW 1/4 SECTION 9, T32S, R15W, W.M.;
RESERVOIR 1 - 1660 FEET SOUTH AND 1650 FEET EAST; RESERVOIR 2 - 1670
FEET SOUTH & 370 FEET EAST ALL FROM W1/4 CORNER, SECTION 9

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

SW 1/4 SW 1/4 RESERVOIR 2
SE 1/4 SW 1/4 RESERVOIR 1
SECTION 9
TOWNSHIP 32 SOUTH, RANGE 15 WEST, W.M.

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Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgement the installation of the weir(s) will provide no public benefit. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

STANDARD CONDITIONS

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.


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The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin by June 8, 1999. The reservoir(s) shall be filled and complete application of water shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998



Marthe O. Pagel, Director
Water Resources Department

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RWK

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District 19